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PATENT

(Docket No. H0001202)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Ronald P. ROHRBACH et al

Serial No.: 09/867,973

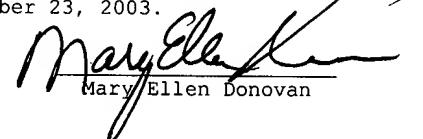
Filed: May 30, 2001

For: STAGED OIL FILTER
INCORPORATING ADDITIVE-
RELEASING PARTICLES

Group Art Unit: 1724

Examiner: I. Cintins

I hereby certify that the attached correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 23, 2003.



Mary Ellen Donovan

RESPONSE UNDER 37 CFR § 1.111

Hon. Commissioner of Patents and Trademarks
Washington, D.C.

Sir:

This is Applicants' response to the Office Action mailed August 13, 2003. A Terminal Disclaimer and fee therefor is submitted herewith.

The Office Action rejects claims 1-10 and 13-16 under the judicially-created doctrine of obviousness-type double patenting as unpatentable over U.S. Serial No. 10/233,852 in view of DeJovine. Although Applicants respectfully disagree with the Examiner's conclusion of obviousness, in order to facilitate the prosecution of the present application, a Terminal Disclaimer is submitted herewith to obviate the rejection. As no other grounds of rejection have been presented, Applicants respectfully submit that the application

is in proper condition for allowance, and they request early action toward that end.

Respectfully submitted,



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September 23, 2003
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